



U.S. Department of Justice

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August 11, 2008

**VIA ELECTRONIC FILING**

The Honorable Joseph J. Farnan, Jr.  
United States District Judge  
District of Delaware  
U.S. Courthouse  
844 King Street  
Wilmington, DE 19801

**Re: United States v. Ira Bland**  
**Criminal Action No. 08-37-JJF**

Dear Judge Farnan:

The Court has scheduled a Suppression Hearing in the above-referenced matter for August 13, 2008 at 3:30 p.m. This letter is to inform the Court that the Government intends to call one witness, Patrolman Guy DeBonaventura of the Wilmington Police Department. The Government also plans to present a short audio recording of the of the 9-1-1 call that led to the defendant's arrest, as well as a recording of the radio communications between the 9-1-1 dispatcher and the responding officers.

After reviewing the defendant's Motion to Suppress and after conferring with defense counsel, the Government believes that the defense will raise two issues at the Suppression Hearing: (1) whether the defendant was seized for Fourth Amendment purposes when, after receiving consent to search the defendant's vehicle, Patrolman DeBonaventura requested that the defendant exit his vehicle and place his hands on the hood; and (2) if the Court finds that a seizure occurred, whether the 9-1-1 call, coupled with the 9-1-1 complainant's in-person identification of the defendant as a shooting suspect, provided the reasonable suspicion necessary to justify that seizure.

Respectfully submitted,

COLM F. CONNOLLY  
United States Attorney

BY: \_\_\_\_\_

John C. Snyder  
Assistant United States Attorney

cc: Christopher S. Koyste, Esq.